

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 23 1997
 J.C.18
 O P I F E
 PATENT & TRADEMARK OFFICE
 Applicant : Mohamed K. Diab, et al.) Examiner: Unknown
 Appl. No. : 08/834,194) Group Art Unit 2414
 Filed : April 14, 1997)
 For : IMPROVED SIGNAL)
 PROCESSING APPARATUS)
 AND METHOD)

Assistant Commissioner for Patents
 Washington, D.C. 20231

Dear Sir:

Applicant respectfully requests that the filing date for the above-identified patent application be corrected from April 15, 1997 to April 14, 1997, as shown in RED on the enclosed copy of the Official Filing Receipt. The application was submitted by Certificate of Express Mail on April 14, 1997, as evidenced by the date on the enclosed copies of the Certificate of Express Mail, Transmittal Letter, check and return postcard. Please note that the Patent and Trademark Office mailroom stamped the return postcard with the incorrect date of April 15, 1997. Please also note that the date in the upper right-hand corner of the Transmittal Letter is automatically inserted by the WordPerfect word processing program used by Applicant's counsel, and is based upon the computer clock.

A copy of the Express Mail receipt from the post office is also enclosed. Applicant notes that the Express Mail receipt shows "4/14" as the month and day of receipt.

REQUEST FOR CORRECTION OF FILING DATE

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Appl. No. : 08/834,194
Filed : April 14, 1997

In view of the enclosed documentary evidence, as discussed above, Applicant respectfully requests correction of the filing date.

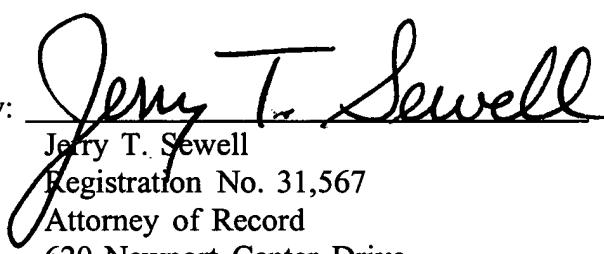
If there are any further questions, please call the undersigned attorney of record at 714-721-2849 or at the telephone number listed below.

Respectfully submitted,

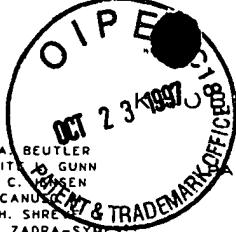
KNOBBE, MARTENS, OLSON & BEAR

Dated: October 21, 1997

By:


Jerry T. Sewell
Registration No. 31,567
Attorney of Record
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LWH-1456:lcb
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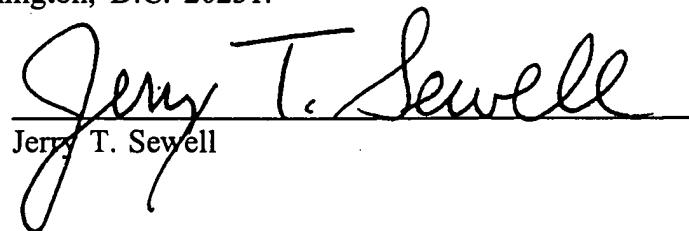
CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : MASIMO.056A
Applicant(s) : Mohamed K. Diab and Rex J. McCarthy
For : IMPROVED SIGNAL PROCESSING APPARATUS AND METHOD
Attorney : Jerry T. Sewell
"Express Mail"
Mailing Label No. : EM473793474US
Date of Deposit : April 14, 1997

I hereby certify that the accompanying

Transmittal in Duplicate; Specification in 43 pages; 19 sheets of drawings;
SIGNED Declaration by Inventors in 2 pages; Recordation Form Cover Sheet
and Assignment in 2 pages; Checks for Filing Fees; Return Prepaid Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Jerry T. Sewell

LWH-1264:icb
970414/1

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PATENT

Case Docket No. MASIMO.056A

Date: April 14, 1997

Page 1

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

ATTENTION: APPLICATION BRANCH

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): Mohamed K. Diab and Rex J. McCarthy

For: IMPROVED SIGNAL PROCESSING APPARATUS AND METHOD

Enclosed are:

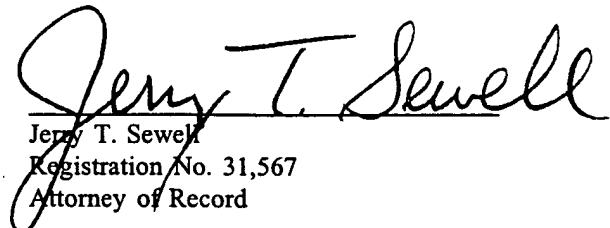
- (X) Nineteen (19) sheets of drawings.
- (X) Recordation form cover sheet with two-page assignment.
- (X) Declaration by inventors.
- (X) Return prepaid postcard.

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CLAIMS AS FILED

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee			\$770	\$770
Total Claims	30 - 20 =	10 x	\$22	\$220
Independent Claims	6 - 3 =	3 x	\$80	\$240
If application contains any multiple dependent claims(s), then add			\$260	N/A
TOTAL FILING FEE				\$1,230

- (X) A check in the amount of \$1,230.00 to cover the filing fee is enclosed.
- (X) A check in the amount of \$40.00 to cover the assignment recording fee.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 11-1410. A duplicate copy of this sheet is enclosed.


Jerry T. Sewell
Registration No. 31,567
Attorney of Record

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
08/834,194	04/15/97	2414	\$1,230.00	MAS1M0056A	19	19	6

KNOBBE MARTENS OLSON & BEAR
620 NEWPORT CENTER DRIVE 16TH FLOOR
NEWPORT BEACH CA 92660

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s) MOHAMED K. DIAB, MISSION VIEJO, CA; REX MCCARTHY,
MISSION VIEJO, CA.

FOREIGN FILING LICENSE GRANTED 09/02/97
TITLE
IMPROVED SIGNAL PROCESSING APPARATUS AND METHOD

PRELIMINARY CLASS: 364

DOCKETED ON:	SEP 14 1987
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UTILITY/DESIGN PATENT

Date: 4/14/97

(application)

Rec'd in the U.S.P.T.O. on the date stamped hereon via:

Express Mail #: FM473793474US Atty: JTS/LWH

Atty. Dkt. #: MASIMO.056A Applicant: Mohamed K. Diab et al.

Title: IMPROVED SIGNAL PROCESSING APPARATUS AND METHOD

VERIFIED BY: Asst: L. Bogdanovich Quality Control: JF

Patent Appln. in 43 pgs. incl. Spec and 30 Claims

Transmittal in Duplicate 19 pgs. of Drawings

Preliminary Amendment in pgs. Power of Atty. by assignee;

Decl. and Power of Atty.

copy of Assignment

Decl. by Inventor(s)

Small Entity Statement(s)

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Assignment in 2 pgs.

Information Disclosure Statement; PTO-1449 w/ Ref(s)

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Check for \$ 40.00 for Assignment

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UTILITY/DESIGN PATENT
(application)

Date: 4/14/97

Rec'd in the U.S.P.T.O. on the date stamped hereon via:

Express Mail #: FM473793474US Atty: JTS/LWH

Atty. Dkt. #: MASIMO.056A Applicant: Mohamed K. Diab, et al.

Title: IMPROVED SIGNAL PROCESSING APPARATUS AND METHOD

VERIFIED BY: Asst: L. Bogdanovich Duty Control:

Patent Appln. in 43 pgs. incl. Spec and 30 Claims

Transmittal in Duplicate 19 pgs. of Drawings

Preliminary Amendment in pgs. Power of Atty. or Ass. nee

Decl. and Power of Atty. copy of Assignment

Decl. by Inventor(s) Small Entity Statement(s)

Filed Signed/Unsigned

Assignment in 2 pgs.

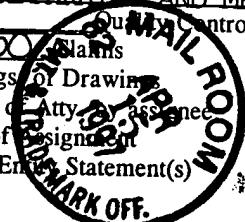
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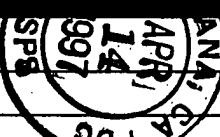
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